IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 19052 of 2004

Between:

M.Venkata Satyavathi, W/o.Veerabhadra rao,
R/o.Tantikonda (V), Godavaram Mandal, E.G.Dist.

..... PETITIONER

AND

1 The Addl. Agent to the Govt.,

Rampachodavaram, E.G.Dist.
2 The Spl.Dy. Collector, Tribal Welfare,

Rampachodavaram, E.G.Dist.
3 The M.R.O., Devipatnam (M), E.G.Dist.
4 The Special Deputy Tahsildar Tribal Welfare, Devipatnam

Mandal, E.G.Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ or order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in evicting the petitioner from the land to an extent of Ac.1.86 cents in sy.NO.208/4 of peda Bheempalli (V), Devipatnam (M), E.G.Dist. in pursuance of the order passed in L.T.R.P. No.36/2004, dt. 4-8-2004 of the 2nd respondent as illegal, arbitrary and unjust and consequently direct the respondents not to evict the petitioner from the above lands pending disposal of the appeal preferred before the 1st respondent and to pass.

Counsel for the Petitioner:MR.K.VENKATESH

Counsel for the Respondent No.: GP FOR REVENUE

The Court, at the stage of admission, made the following :

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ORDER:

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Having aggrieved by the impugned order, dated 04.08.2004, in L.T.R.P.No.36 of 2004, the petitioner preferred an appeal on 11.10.2004 and approached this Court by filing the present writ petition on 13.10.2004, complaining inaction on the part of the 1st respondent in not passing orders in the interlocutory application filed together with the appeal. The grievance of the petitioner is that though he preferred an appeal together with stay application against the impugned order, the appellate authority did not pass any interim orders, and hence, respondents are trying to evict him.

In view of the same, the 1st respondent is hereby directed to dispose of the interlocutory application pending disposal of the appeal filed before it, within a period of three weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No order as to costs.

14.10.2004

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To

1 The Addl. Agent to the Govt.,

Rampachodavaram, E.G.Dist.
2 The Spl.Dy. Collector, Tribal Welfare,

Rampachodavaram, E.G.Dist.
3 The M.R.O., Devipatnam (M), E.G.Dist.
4 The Special Deputy Tahsildar Tribal Welfare, Devipatnam

Mandal, E.G.Dist.

5. 2 CCs to the G.P. for Revenue, High Court Buildings, High

Court of A.P., Hyderabad (OUT).

6. 2 CD copies.